

MINUTES

MONTANA SENATE 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN BOB DEPRATU**, on January 24, 2003 at 9 A.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Bob DePratu, Chairman (R)
Sen. Bob Story Jr., Vice Chairman (R)
Sen. Jerry W. Black (R)
Sen. John C. Bohlinger (R)
Sen. Jon Ellingson (D)
Sen. Jim Elliott (D)
Sen. Bill Glaser (R)
Sen. Dan Harrington (D)
Sen. Walter McNutt (R)
Sen. Mike Taylor (R)

Members Excused: Sen. Ken Toole (D)

Members Absent: None.

Staff Present: Lee Heiman, Legislative Branch
Roberta Opel, Committee Secretary

Video-Taped Committees: This is the video log of a committee hearing. The log provides a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

Committee Business Summary:

Hearing & Date Posted: SB 138, 1/24/2003
Executive Action: SB 119, SB 82, SB 159, SJR5

HEARING ON SB 138

Opening Statement by Sponsor: SEN. JOHN COBB, SD 25, Augusta, presented SB 138 to the committee; an act revising the laws relating to alternative energy and energy conservation tax policy.

Proponents' Testimony:

9:06am Gene Walborn, MT. Dept. of Revenue

Opponents' Testimony:

9:11am Patrick Judge, Montana Environmental Information Center
(MEIC)

9:13am James Carkulis, representing himself

Questions from Committee Members and Responses:

9:16am Begin

9:30am End

14 min Elapsed time

Closing by Sponsor:

9:31am **SEN. COBB** closed on SB 138.

Informational Witnesses and Testimony:

9:32am Neil Colwell, Pacific Power & Light (PPL)

EXHIBIT(tas15a01)

Discussion:

9:36am Begin

9:53am End

17 min Elapsed time

Closing by Sponsor:

9:41am **SEN. COBB** closed the hearing on SB 138.

EXECUTIVE ACTION ON SB 119

Motion: **SEN. BOB STORY** moved **SB 119 DO PASS.**

Discussion:

9:42am Begin

9:46am End

3 min Elapsed time

Substitute Motion/Vote: **SEN. JIM ELLIOTT** moved **TO INDEFINITELY POSTPONE SB 119.** Motion **carried with SENATOR JON ELLINGSON voting no.**

Discussion:

9:46 am Begin
9:54am End
9 min Elapsed time

EXECUTIVE ACTION ON SB 82

9:54am **MOTION:** SEN. JIM ELLIOTT moved SB 82 DO PASS.

Discussion:

10:05 Begin
10:07 End
2 min Elapsed time

10:07am **Substitute Motion:** SEN. BOB STORY moved **AMENDMENT**
#SB008203.alh BE ADOPTED EXHIBIT(tas15a02)

Discussion:

10:08am Begin
10:10am End
2 min Elapsed time

Vote: Motion carried unanimously.

Substitute Motion: SEN. STORY moved SB 82 DO PASS AS AMENDED.

Discussion:

10:10am Begin
10:12am End
2 min Elapsed time

10:13am **Substitute Motion/Vote:** SEN. JIM ELLIOTT made a
substitute motion to INDEFINITELY POSTPONE SB 82 with SENATORS
JON ELLINGSON and JOHN BOHLINGER voting against the motion.

10:14am **Substitute Motion/Vote:** SEN. STORY moved SB 82 DO PASS AS
AMENDED. Motion carried 9-1 with SEN. BILL GLASER voting no.

EXECUTIVE ACTION ON SB 159

10:14am **Motion:** SEN. BOHLINGER moved SB 159 DO PASS.

10:13am **Motion:** SEN. BOHLINGER moved to RECONSIDER. SEN. STORY
presented **AMENDMENT** SB 015903.alh **EXHIBIT(tas15a03)**

10:14am Motion to RECONSIDER carried with SEN. ELLIOTT opposed.
10:15am Motion: SEN. BOHLINGER moved AMENDMENT SB 015903.alh.
Motion carried with SEN. ELLIOTT voting no.
10:16am Motion/Vote: SEN. BOHLINGER moved SB 159 DO PASS as
amended. Motion carried with SENATORS ELLIOTT and ELLINGSON and
DEPRATU voting no.

EXECUTIVE ACTION ON SJR 5

10:20am Motion: SEN. ELLINGSON moved SJR 5 DO PASS AS AMENDED
EXHIBIT (tas15a04)

Discussion:

10:21am Begin
10:26am End
5 min Elapsed time

10:26am Vote: Motion carried 9-3 with SENATORS WALTER MCNUTT,
MIKE TAYLOR, and BILL GLASER voting no.

Discussion:

10:28am Begin
10:39am End
11 min Elapsed time

10:39am Substitute Motion/Vote: Motion to REVERSE THE VOTE and
INDEFINITELY POSTPONE SB 159 carried 6-5.

ADJOURNMENT

Adjournment: 10:41 A.M.

SEN. BOB DEPRATU, Chairman

ROBERTA OPEL, Secretary

BD/RO

EXHIBIT (tas15aad)